



PTO/SB/64 (09-04)

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IFW
*DAC***PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number (Optional)
544092000124

First named inventor: Boris A. MASLOV

Application No: 10/736,896

Art Unit: 3611

Filed: December 17, 2003

Examiner: Not Yet Assigned

Title: IN-WHEEL ELECTRIC MOTORS

Customer Window, MS Petition
U.S. Patent and Trademark Office
220 20th Street S.
Crystal Plaza Two, Lobby, Room 1B03
Arlington, Virginia 22202

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

Small entity – fee \$ 685.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

Other than small entity – fee \$ _____ (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of Rescission of Previous Nonpublication (identify type of reply):

has been filed previously on _____
 is enclosed herewith.

B. The issue fee of and publication fee (if required) \$ _____

has been paid previously on _____
 is enclosed herewith.

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3. Terminal disclaimer with disclaimer fee

- Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ 55.00 for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. The required reply, attached hereto, is a Rescission of Previous Non-Publication Request and Notice of Foreign Filing. A Request for Non-Publication was filed concurrently with this application. PCT application number PCT/US04/3391 corresponding to the above-referenced application, was filed on February 6, 2004. Since more than 45 days has passed since the filing of the PCT application, this application is abandoned per 35 USC 122(B)(iii). However, the filing of the PCT application was not made by the undersigned attorney of record nor any member of the firm with which he is affiliated. Further, the filing of the PCT application was not brought to the attention of the undersigned attorney of record nor any member of the firm with which he is affiliated, thereby resulting in the unintentional delay in filing the attached Request for Rescission of Non-Publication.

Signature

November 19, 2004

Date

Wayne C. Jaeschke, Jr.

Typed or printed name

38,503

Registration Number, if applicable

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Enclosures: Fee Payment Reply Terminal Disclaimer Form Additional sheets containing statements establishing unintentional delay Other: _____